

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

Carl T. Semencic,

Plaintiff,

v.

The County of Nassau, The Nassau  
County Police Department,  
Commissioner Patrick J. Ryder, Police  
Officer Robert B. McGrory and Police  
Officer Kenneth J. Magnuson, and John  
Doe #1, *in their individual and official  
capacities,*

Defendants.

18-cv-5244 (NRM) (AYS)

**VERDICT SHEET**

**Excessive Force (§ 1983/Federal)**

1. Did the plaintiff prove by a preponderance of the evidence that Robert B. McGrory used excessive force against him on July 19, 2016?

Yes \_\_\_\_\_ No \_\_\_\_\_

2. Did the plaintiff prove by a preponderance of the evidence that Kenneth J. Magnuson used excessive force against him on July 19, 2016?

Yes \_\_\_\_\_ No \_\_\_\_\_

**False Arrest (§ 1983/Federal)**

3. Did the plaintiff prove by a preponderance of the evidence that Robert B. McGrory falsely arrested him on July 19, 2016?

Yes \_\_\_\_\_ No \_\_\_\_\_

4. Did the plaintiff prove by a preponderance of the evidence that Kenneth J. Magnuson falsely arrested him on July 19, 2016?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Unlawful Search and Seizure (§ 1983/Federal)**

5. Did the plaintiff prove by a preponderance of the evidence that Robert B. McGrory effected an unlawful search and seizure at the plaintiff's home on July 16, 2019?

Yes \_\_\_\_\_ No \_\_\_\_\_

6. Did the plaintiff prove by a preponderance of the evidence that Kenneth J. Magnuson effected an unlawful search and seizure at the plaintiff's home on July 16, 2019?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Assault (State)**

7. Did the plaintiff prove by a preponderance of the evidence that Robert B. McGrory, Kenneth J. Magnuson, or any other officer employed by the Nassau County police department is liable for assault?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Battery (State)**

8. Did the plaintiff prove by a preponderance of the evidence that that Robert B. McGrory, Kenneth J. Magnuson, or any other officer employed by the Nassau County police department is liable for battery?

Yes \_\_\_\_\_ No \_\_\_\_\_

**False Arrest (State)**

9. Did the plaintiff prove by a preponderance of the evidence that Robert B. McGrory, Kenneth J. Magnuson, or any other officer employed by the Nassau County Police Department is liable for false arrest?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Malicious Prosecution (State)**

10. Did the plaintiff prove by a preponderance of the evidence that Robert B. McGrory, Kenneth J. Magnuson, or any other officer employed by the Nassau County Police Department is liable for malicious prosecution?

Yes \_\_\_\_\_ No \_\_\_\_\_

**Abuse of Process (State)**

11. Did the plaintiff prove by a preponderance of the evidence that Robert B. McGrory, Kenneth J. Magnuson, or any other officer employed by the Nassau County Police Department is liable for abuse of process?

Yes \_\_\_\_\_ No \_\_\_\_\_

*If you answered "No" to **all** of the Questions 1–11, your deliberations are complete.*

*If you answered "Yes" to **any** of Questions 1–11, then please proceed to Questions 12–14.*

**DAMAGES**

12. Compensatory Damages: Please state the total amount, if any, of compensatory damages that the plaintiff is entitled to recover.

\$\_\_\_\_\_

13. Punitive Damages: Did you answer "Yes" to **any** of these questions: Questions 1, 2, 3, 4, 5, and/or 6?

Yes \_\_\_\_\_ No \_\_\_\_\_

14. If your answer to Question 13 is "yes," please indicate in the space provided the amount of punitive damages, if any, you choose to award against the defendants below.

*Note: you may only award punitive damages against a defendant if you answered "yes" as to that particular defendant to at least one of Questions 1, 2, 3, 4, 5, or 6.*

\$\_\_\_\_\_ against Robert B. McGrory

\$\_\_\_\_\_ against Kenneth J. Magnuson

**You have finished your deliberations. Please have your foreperson sign and date this verdict form and inform the Court, with a written note, that you have reached a verdict.**

\_\_\_\_\_, *Foreperson*

Dated: March \_\_\_\_, 2025